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8 UNITED STATES DISTRICT COURT
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10 NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION

11 SECURITIES AND EXCHANGE
COMMISSION,

12 Plaintiff,

13 v.
14

15 KENNETH L. SCHROEDER,

16 Defendant.
17

Case No. C-5:07-cv-3798-JW (HRL)

**NON PARTY KLA-TENCOR
CORPORATION'S APPENDIX OF NON-
FEDERAL AUTHORITIES IN SUPPORT
OF OPPOSITION TO KENNETH L.
SCHROEDER'S MOTION TO COMPEL**

Date: September 9, 2008
Time: 10:00 a.m.
Dept.: Courtroom 2, 5th Floor
Judge: Magistrate Judge Howard R. Lloyd

Trial Date:

TO THE COURT AND ALL PARTIES OF RECORD:

Please take notice that Defendant KLA-Tencor Corporation hereby submits the following Non-Federal Authorities in support of Opposition to Schroeder's Motion to Compel.

Non-Federal Authorities**TAB**

Attorney-Client Protection Act of 2007, H.R. 3013, 110th Cong. (2007).....	1
Attorney-Client Privilege Protection Act of 2008, S. 3217, 110th Cong. (2008).....	2
Brian W. Walsh, <i>What We Have Here Is Failure to Cooperate: The Thompson Memorandum and Federal Prosecution of White-Collar Crime</i> , LEGAL MEMORANDUM (Nov. 6, 2006)	3
Statement of the Hon. Arlen Specter (June 26, 2008)	4
Letter from Deputy Attorney General Mark Filip to the Hon. Patrick J. Leahy and the Hon. Arlen Specter (July 9, 2008)	5
<i>People ex. rel. Spitzer v. Greenberg</i> , 851 N.Y.S.2d 196 (N.Y. App. Div. 2008)	6
<i>Regents of the Univ. of Cal. v. Sup. Ct.</i> , No. D051364, 2008 WL 2908123 (Cal. Ct. App. July 30, 2008)	7
<i>Saito v. McKesson HBOC, Inc.</i> , No. Civ.A 18553, 2002 WL 31657622 (Del.Ch. Nov. 13, 2002)	8
William R. McLucas et al., <i>The Decline of the Attorney-Client Privilege in the Corporate Setting</i> , 96 J. CRIM. L. & CRIMINOLOGY, no. 2, 621 (2006)	9
Memorandum from Larry D. Thompson, former Deputy Attorney General, U.S. Dep't of Justice, to Heads of Dep't Components, U.S. Attorneys, Principles of Federal Prosecution of Business Organizations (Jan. 20, 2003)	10
Memorandum from Paul J. McNulty, Deputy Attorney General, U.S. Dep't of Justice to of Dep't Components, U.S. Attorneys, Principles of Federal Prosecution of Business Organizations (Dec. 12, 2006)	11
Report of Investigation Pursuant to Section 21(A) of the Securities and Exchange Act of 1934 and Commission Statement on the Relationship of Cooperation to Agency Enforcement Decisions, Exchange Act Release No. 34,44969, Accounting and Auditing Enforcement Act Release No. AE-1470, 76 SEC Docket 220 (Oct. 23, 2001)	12

1 *The Thompson Memorandum's Effect on the Right to Counsel in Corporate*
2 *Investigations: Hearing Before the S. Comm. on the Judiciary, 109th Cong. (2006)*
3 (statement of Karen J. Mathis, President of the Am. Bar Ass'n)..... 13

4 Dated: August 1, 2008

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7 By _____ /s/

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